

DOCUMENTS UNDER SEAL ☐

TOTAL TIME (mins): 8 Mins

MAGISTRATE JUDGE MINUTE ORDER	DEPUTY CLERK Ivy L. Garcia	REPORTER/FTR FTR: 2/4/08 10:16:17-10:24:05
MAGISTRATE JUDGE HON. WAYNE D. BRAZIL	DATE 2/4/08	NEW CASE <input type="checkbox"/> CASE NUMBER CR-08-00033-DLJ

APPEARANCES

DEFENDANT EDUARDO ENRIQUES CARVAJAL BARRAGAN	AGE Y	CUST Y	P/NP P	ATTORNEY FOR DEFENDANT Jerome Matthews	PD. <input checked="" type="checkbox"/> RET. <input type="checkbox"/> APPT. <input type="checkbox"/>
U.S. ATTORNEY Wade Rhyne	INTERPRETER Haydee Claus (Spanish Int.)	<input type="checkbox"/> FIN. AFFT SUBMITTED	<input type="checkbox"/> COUNSEL APPT'D		
PROBATION OFFICER None	PRETRIAL SERVICES OFFICER Brad Wilson	DEF ELIGIBLE FOR APPT'D COUNSEL <input type="checkbox"/>	PARTIAL PAYMENT OF CJA FEES <input type="checkbox"/>		

PROCEEDINGS SCHEDULED TO OCCUR

<input type="checkbox"/> INITIAL APPEAR	<input checked="" type="checkbox"/> PRELIM HRG NOT HELD	<input type="checkbox"/> MOTION	<input type="checkbox"/> JUGM'T & SENTG	<input type="checkbox"/> STATUS FEB 4 - 2008
<input type="checkbox"/> I.D. COUNSEL	<input checked="" type="checkbox"/> ARRAIGNMENT 8 Mins HELD	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> INITIAL APPEAR REV PROB OR S/R	<input type="checkbox"/> OTHER RICHARD W. WIEKING CLERK U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA
<input type="checkbox"/> DETENTION HRG	<input type="checkbox"/> ID / REMOV HRG	<input type="checkbox"/> CHANGE PLEA	<input type="checkbox"/> PROB. REVOC.	<input type="checkbox"/> HEARING

INITIAL APPEARANCE

<input type="checkbox"/> ADVISED OF RIGHTS	<input type="checkbox"/> ADVISED OF CHARGES	<input type="checkbox"/> NAME AS CHARGED IS TRUE NAME	<input checked="" type="checkbox"/> TRUE NAME: EDUARDO ENRIQUES CARVAJAL
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ARRAIGNMENT

<input type="checkbox"/> ARRAIGNED ON INFORMATION	<input checked="" type="checkbox"/> ARRAIGNED ON INDICTMENT	<input type="checkbox"/> READING WAIVED SUBSTANCE	<input type="checkbox"/> WAIVER OF INDICTMENT FILED
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RELEASE

<input type="checkbox"/> RELEASED ON O/R	<input type="checkbox"/> ISSUED APPEARANCE BOND	AMT OF SECURITY \$	SPECIAL NOTES	<input type="checkbox"/> PASSPORT SURRENDERED DATE:
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PROPERTY TO BE POSTED <input type="checkbox"/> CASH \$	CORPORATE SECURITY <input type="checkbox"/>	REAL PROPERTY: <input type="checkbox"/>
<input type="checkbox"/> MOTION FOR DETENTION	<input type="checkbox"/> PRETRIAL SERVICES REPORT	<input type="checkbox"/> DETAINED <input type="checkbox"/> RELEASED
<input type="checkbox"/> DETENTION HEARING AND FORMAL FINDINGS WAIVED		<input checked="" type="checkbox"/> REMANDED TO CUSTODY

ORDER REMOVED TO THE DISTRICT OF

PLEA

<input type="checkbox"/> CONSENT ENTERED	<input checked="" type="checkbox"/> NOT GUILTY	<input type="checkbox"/> GUILTY	GUILTY TO COUNTS: <input type="checkbox"/>
<input type="checkbox"/> PRESENTENCE REPORT ORDERED	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> PLEA AGREEMENT FILED	OTHER:

CONTINUANCE

TO: 2/8/08	<input type="checkbox"/> ATTY APPT HEARING	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> STATUS RE: CONSENT	<input checked="" type="checkbox"/> STATUS / TRIAL SET
AT: 9:00 a.m.	<input type="checkbox"/> SUBMIT FINAN. AFFIDAVIT	<input type="checkbox"/> PRELIMINARY HEARING OR ARRAIGN- MENT	<input checked="" type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> OTHER
BEFORE HON. D. LOWELL JENSEN	<input type="checkbox"/> DETENTION HEARING	<input type="checkbox"/> MOTIONS	<input type="checkbox"/> JUDGMENT & SENTENCING	
<input checked="" type="checkbox"/> TIME WAIVED BY DEFT. RE: SPEEDY TRIAL ACT CALCULATION BET. NOW & UNTIL 2/8/08	<input checked="" type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161	<input type="checkbox"/> IDENTITY / REMOVAL HEARING	<input type="checkbox"/> PRETRIAL CONFERENCE	<input type="checkbox"/> PROB/SUP REV. HEARING

FOR PLEA NEGOTIATION & TO DO
SOME INVESTIGATION

ADDITIONAL PROCEEDINGS

The Court asked the govt's atty. to file an Amended Penalty Sheet. Discovery was received by the def't's atty. from the govt's atty. The def't's atty. told Court that the parties are very close in resolving this case and asked that this matter be set on 2/8/08 bef. Judge Jensen for Possible Change of Plea - request GRANTED. The govt's atty. provided the Court with a copy of the detainer that has been lodged on the def't. by ICE (Immigration and Customs Enforcement).

cc: WDB's Stats, Frances

DOCUMENT NUMBER:

RECEIVEDDepartment of Homeland Security
Immigration and Customs Enforcement

FEB 4 - 2008

Immigration Detainer - Notice of Action

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

File No.

A 75 270 347

Date: January 11, 2008

To: (Name and title of institution) CUSTODIAN OF RECORDS, HOLDS/WARRANTS/DETAINERS US MARSHAL SERVICE, STATE PRISONS, CITY/COUNTY JAIL, CALIFORNIA DEPARTMENT OF CORRECTIONS OR ANY OTHER SUBSEQUENT LAW ENFORCEMENT AGENCY	From: (INS office address) U.S. Department of Homeland Security Immigration and Customs Enforcement 630 Sansome Street, 5 th Floor San Francisco, CA 94111
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Name of alien: ENRIQUES-Carvajal, Eduardo; AKA: Carlos BARRAGAN; Eduardo Enrique CARVAJAL-BARRAGAN
FBI # 382592DB5

Date of birth: 8/29/1959 Nationality: Mexico Sex: Male

You are advised that the action noted below has been taken by the Immigration and Customs Enforcement concerning the above-named inmate of your institution:

- ☒ Investigation has been initiated to determine whether this person is subject to removal from the United States.
- ☐ A Notice to Appear or other charging document initiating removal proceedings, a copy of which is attached, was served on _____
(Date)
- ☐ A warrant of arrest in removal proceedings, a copy of which is attached, was served on _____
(Date)
- ☐ Deportation or removal from the United States has been ordered.

It is requested that you:

Please accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any decision affecting the offender's classification, work and quarters assignments, or other treatment which he or she would otherwise receive.

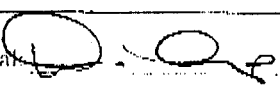
- ☒ Federal regulations (8 CFR 287.7) require that you detain the alien for a period not to exceed 48 hours (excluding Saturdays, Sundays and Federal holidays) to provide adequate time for INS to assume custody of the alien. You may notify INS by calling 415 844-5512 during business hours or 415 844-5549 after hours in an emergency.

- ☒ Please complete and sign the bottom block of the duplicate of this form and return it to this office. ☒ A self-addressed stamped envelope is enclosed for your convenience. ☒ Please return a signed copy via facsimile to 415 844-5562
(Area code and facsimile number)

Return fax to the attention of Polly Kaiser at 415 844-5536
(Name of INS officer handling case) (Area code and phone number)

- ☒ Notify this office of the time of release at least 30 days prior to release or as far in advance as possible.
- ☒ Notify this office in the event of the inmate's death or transfer to another institution.
- ☐ Please cancel the detainer previously placed by this Service on _____



(Signature of INS official)
Deportation Officer
(Title of INS official)**Receipt acknowledged:**Date of latest conviction: _____ Latest conviction charge: _____
Estimated release date: _____Signature and title of official  #69 USMS